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Sun Microsystems, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

NETWORK APPLIANCE, INC.

Plaintiff-Counterclaim Defendant,

v.

SUN MICROSYSTEMS, INC., a Delaware
corporation,,

Defendant-Counterclaimant.

CASE NO. C-07-06053 EDL

PROOF OF SERVICE

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is DLA Piper US LLP, 2000 University Avenue, East Palo Alto, California 94303-2214. On July 8, 2008, I caused to be served the within documents:

- **SUN MICROSYSTEMS, INC.'S *EX PARTE* APPLICATION TO SHORTEN TIME FOR HEARING ON SUN'S MOTION TO COMPEL PRODUCTION OF DOCUMENTS FROM NON-PARTY ORRICK, HERRINGTON & SUTCLIFFE**
- **DECLARATION OF CHRISTINE K. CORBETT IN SUPPORT OF SUN MICROSYSTEMS, INC.'S MOTION TO COMPEL PRODUCTION OF DOCUMENTS FROM NON-PARTY ORRICK, HERRINGTON & SUTCLIFFE AND SUN'S *EX PARTE* MOTION TO SHORTEN TIME ON SUN'S MOTION TO COMPEL**

- 1 • **[PROPOSED] ORDER GRANTING SUN MICROSYSTEMS, INC.'S *EX***
- 2 ***PARTE* APPLICATION TO SHORTEN TIME FOR HEARING ON SUN'S**
- 3 **MOTION TO COMPEL PRODUCTION OF DOCUMENTS FROM NON-**
- 4 **PARTY ORRICK, HERRINGTON & SUTCLIFFE**
- 5 • **SUN MICROSYSTEMS, INC.'S NOTICE OF MOTION AND MOTION TO**
- 6 **COMPEL PRODUCTION OF DOCUMENTS FROM NON-PARTY ORRICK,**
- 7 **HERRINGTON & SUTCLIFFE**
- 8 • **[PROPOSED] ORDER GRANTING SUN MICROSYSTEMS, INC.'S MOTION**
- 9 **TO COMPEL PRODUCTION OF DOCUMENTS FROM NON-PARTY**
- 10 **ORRICK, HERRINGTON & SUTCLIFFE**

- 11 ☐ by transmitting via facsimile the document(s) listed above to the fax number(s) set
- 12 forth below on this date before 5:00 p.m.
- 13 ☐ by placing the document(s) listed above in a sealed envelope with postage thereon
- 14 fully prepaid, in the United States mail at East Palo Alto, California addressed as
- 15 set forth below.
- 16 ☒ by causing to be personally delivered the document(s) listed above to the person(s)
- 17 at the address(es) set forth below.
- 18 ☐ by transmitting via the internet the document(s) listed above to the e-mail
- 19 addressee(s) as set forth below.
- 20

21 Attorney for Non-Party Orrick, Herrington & Sutcliffe

22 Scott R. Lovernick, Esq.
23 Schwartz & Cera LLP
24 44 Montgomery Suite 3850
25 San Francisco, CA 94104
26 Phone: 415.956.2600
27

28 I am readily familiar with the firm's practice of collection and processing correspondence
for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same
day with postage thereon fully prepaid in the ordinary course of business. I am aware that on

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1 motion of the party served, service is presumed invalid if postal cancellation date or postage
2 meter date is more than one day after date of deposit for mailing in affidavit.

3 I declare that I am employed in the office of a member of the Bar of or permitted to
4 practice before this Court at whose direction the service was made.

5 Executed on July 8, 2008, at East Palo Alto, California.

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7 Carmen R. Manzano
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